

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WESTERN OKLAHOMA**

BRIAN LOOMIS, JASON BOYER and)	
DANIEL W. KILDAY, individually and on)	
behalf of all others similarly situated,)	Civil Action No.: 5:21-cv-00199-HE
)	
Plaintiffs,)	
)	Honorable Joe Heaton
v.)	
)	
NEXTEP, INC., THE BOARD OF)	
DIRECTORS OF NEXTEP, INC., THE)	
INVESTMENT COMMITTEE OF)	
NEXTEP, INC. and JOHN DOES 1-30.)	
)	
Defendants.)	

NOTICE OF SETTLEMENT

On May 19, 2021, at the Parties' request, the Court stayed all deadlines to allow the Parties to engage in settlement negotiations. *See* ECF 22. On March 21, 2022, the Court continued the stay until May 10, 2022. *See* ECF 35. The Parties are pleased to report they have reached a class-wide settlement in principle to resolve all claims in this matter, subject to finalizing the terms in a formal settlement agreement which will require court approval. Plaintiffs hope to be in position to submit the required settlement papers and motion for preliminary approval of the settlement to the Court by July 15, 2022.

The Parties respectfully request the Court continue the stay of all deadlines pending the Court's approval of the proposed settlement. Plaintiffs respectfully request until Friday, July 15, 2022, to submit their motion for preliminary approval of this class-wide settlement.

Respectfully submitted, this the 10th day of May, 2022.

CAPOZZI ADLER, P.C.

/s/ Mark K. Gyandoh

Mark K. Gyandoh
Gabrielle P. Kelerchian
markg@capozziadler.com
gabriellek@capozziadler.com
312 Old Lancaster Rd.
Merion Station, PA 19066
Tel: (610) 890-0200
Fax: (717) 233-4103

Donald R. Reavey, Esq.
(admitted pro hac vice)
donr@capozziadler.com
2933 N. Front Street, Harrisburg, PA 17110
Tel: (717) 233-4101
Fax: (717) 233-4103

Rex Travis
Casey Lawson
Info.travislawoffice.com
Travis Law Office
P.O. Box 1336
Oklahoma City, OK 73101-1336
Tel: (405) 236-5400

Counsel for Plaintiffs

JACKSON LEWIS P.C.

/s/ Howard Shapiro

René E. Thorne (admitted *pro hac vice*)
Rene.Thorne@jacksonlewis.com
Howard Shapiro (admitted *pro hac vice*)
Howard.Shapiro@jacksonlewis.com
Jackson Lewis P.C.
650 Poydras Street, Suite 1900
Louisiana, LA 70130
Telephone: (504) 208-1755
Facsimile: (504) 208-1759

Larry G. Ball
lball@hallestill.com
Hall Estill
100 N. Broadway Ave., Suite 2900
Oklahoma City, OK 73102
Telephone: (405) 553-2826
Facsimile: (405) 553-2855

Counsel for Defendants

CERTIFICATE OF SERVICE

This is to certify that this day, 10th day of May, 2022, I electronically filed the foregoing Notice of Settlement with the Clerk of the Court using the CM/ECF system which will send notification of such filing and effectuate service to all counsel of record in this matter.

CAPOZZI ADLER, P.C.

/s/ Mark K. Gyandoh

Mark K. Gyandoh

312 Old Lancaster Rd.

Merion Station, PA 19066

Tel: (610) 890-0200

Fax: (717) 233-4103

markg@capozziadler.com

Attorneys for Plaintiffs